THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 216 of 2007

04-01-2007

Between:-

Appana Mallikarjuna Rao

Petitioner

And

The Commissioner of Endowments,
Tilak Road, Hyderabad and four others.

Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 216 of 2007

Oral order:

The petitioner submitted representations/applications on 19-12-2003; 03-01-2004 and 13-01-2004 including a notice issued on behalf of the petitioner by the counsel that he be considered as a member of the founder's family for being appointed as a Sole Trustee or President of the Board of Trustees for the National Senior Basic School, Rajamundry, (for short 'the Institution') a charitable endowment institution, founded by his ancestors. The petitioner claims that his father was the Managing Trustee (during his lifetime) of the Trust Board of the Institution, comprising nine members. After the demise of the other members of the Founder's family, including his paternal

uncle – one Appana Subba Rao, who is claimed to be the original founder, the petitioner made representations/ applications to consider him as a member of the Founder's family.

It is his grievance that without considering and passing orders on his representations/applications, the respondents have issued a notice dated 30-11-2006 calling for applications for appointment of trustees to the Institution in question.

In the circumstances, the writ petition is disposed of directing the respondents, in particular the third respondent, to consider and dispose of the petitioner's representations/applications aforementioned for recognizing him as a member of the Founder's family; and if so recognized to consider his candidature for including him in the Board of Trustees for the National Senior Basic School.

As the petitioner's representations/applications for recognition as a member of the Founder's family have been pending since 2003, as alleged, the respondents shall consider the appropriateness and desirability of constituting a Trust Board without first disposing of the petitioner's earlier representations/applications seeking recognition of a member of the Founder's family. The competent authority shall record reasons why the Trust Board is being appointed without disposing of the

petitioner's application for recognition as a member of the Founder's Family. In any event, the third respondent shall dispose of the representations/applications of the petitioner for recognition as a member of the Founder's family within a period of thirty (30) days from the date of receipt of a copy of this order.

The writ petition is disposed of as above, after hearing the learned Government Pleader for the Endowments. No costs.

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GODA RAGHURAM, J

Dated:04-01-2007
Pvks/*

Nb:- Furnish c.c. as soon as possible.
B/o pvks/*